

Notice of Allowability**Application No.**

10/591,832

Applicant(s)

LECOMTE ET AL.

Examiner

LONGBIT CHAI

Art Unit

2431

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to phone interview on 8/11/2010.
2. ☒ The allowed claim(s) is/are 20-37 and 39-57.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some* c) ☐ None of the:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date ____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 8/11/2010.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other ____.

/Longbit Chai/
Primary Examiner, Art Unit 2431

DETAILED ACTION

Examiner's Amendment

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this Examiner's Amendment was given in a telephone interview with Jonathan M. Darcy (Reg. No. 44,054) on 11 August 2010.

This application has been amended as follows:

IN THE CLAIMS

Cancel claim 1 – 19 and 38.

Replace claim 40 and 49 as follows.

CLAIM 40:

A system for securely distributing an original compressed digital media comprising blocks of data stemming from digital transformations applied to at least one original work, the system comprising:

means for replacing at least one instance of the data in at least one of the blocks with at least one substitute to provide at least one modified block, wherein the data to be replaced is indicative of a reference to at least a first other instance of the data in at least one of the blocks and the substitute is indicative of a reference to at least a second

other instance of the data in at least one of the blocks different than the at least one first one other instance of the data;

means for transmitting a modified compressed digital media, the modified compressed digital media being in conformity with a format of the original compressed digital media and comprising the at least one modified block; and

means for transmitting, by a separate path separately from the modified compressed digital media, complementary information, wherein the complementary information is suitable for use with the modified compressed digital media to reproduce the original compressed digital media.

CLAIM 49:

A tangible non-transitory computer-readable storage medium having instructions stored thereon, which in response to execution by a processor, results in a machine performing the operations of: the instructions comprising:

instructions for replacing at least one instance of the data in at least one of the blocks with at least one substitute to provide at least one modified block, wherein the data to be replaced is indicative of a reference to at least a first other instance of the data in at least one of the blocks and the substitute is indicative of a reference to at least a second other instance of the data in at least one of the blocks different than the at least one first one other instance of the data;

~~instructions for transmitting~~ a modified compressed digital media, the modified compressed digital media being in conformity with a format of the original compressed digital media and comprising the at least one modified block; and

~~instructions for transmitting by a separate path separately~~ from the modified compressed digital media, complementary information, wherein the complementary information is suitable for use with the modified compressed digital media to reproduce the original compressed digital media.

Allowable Subject Matter

Claims 20 – 37 and 39 – 57 are allowed.

The following is an examiner's statement of reasons for allowance:

The above mentioned claims are allowable over prior arts because the CPA (Cited Prior Art) of record fails to teach or render obvious the claimed limitations in combination with the specific added limitations recited in claims 20, 39, 40 and 49 (& associated dependent claims).

Claims 20 – 37 and 39 – 57 are allowable in light of the Applicant's arguments and in light of the prior art made of record and Examiner Amendment.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LONGBIT CHAI whose telephone number is (571)272-3788. The examiner can normally be reached on Monday-Friday 9:00am-5:00pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William R. Korzuch can be reached on (571) 272-7589. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Longbit Chai/

Primary Patent Examiner

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6/4/2010